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Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

|                           |   |                          |
|---------------------------|---|--------------------------|
| UNITED STATES OF AMERICA, | ) | No. CR 07-0488-CW        |
|                           | ) |                          |
| Plaintiff,                | ) |                          |
|                           | ) | STIPULATION AND ORDER RE |
| v.                        | ) | CONTINUANCE              |
|                           | ) |                          |
| ANDRE MATTHEWS,           | ) |                          |
|                           | ) |                          |
|                           | ) |                          |
| Defendant.                | ) |                          |
| _____                     | ) |                          |

This matter is currently scheduled for sentencing on September 3, 2008. The defendant, as part of his plea agreement, agreed to provide assistance to the government in this matter in exchange for a possible motion for a downward departure pursuant to U.S.S.G. § 5K1.1.

Because his cooperation is on-going, the parties hereby stipulate and jointly request that the

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STIP. RE CONTINUANCE  
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1 sentencing be continued to November 12, 2008, or as soon thereafter as the Court is available.

2 The Probation Officer does not object to this continuance.

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4  
5 SO STIPULATED.

6 JOSEPH P. RUSSONIELLO  
7 United States Attorney

8 Dated: 8/27/08

9 /s/  
KESLIE STEWART  
10 Assistant United States Attorney

11  
12 Dated: 8/27/08

13 /s/  
JENNIFER L. RODEN  
14 Attorney for Defendant

15  
16 SO ORDERED.

17 8/29/08

18 Dated: \_\_\_\_\_

19   
THE HON. CLAUDIA WILKEN  
20 United States District Court

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STIP. RE CONTINUANCE  
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